

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Frieder Loesel, et al.)
)
Serial No.:	10/790,625) Art Unit
) 3735
Filed:	March 1, 2004)
)
For:	SYSTEM AND METHOD FOR POSITIONING)
	A PATIENT FOR LASER SURGERY)
)
Examiner:	Ahmed M. Farah)
)
Customer No:	23862)
)
Attorney Docket:	11270.41)

RESPONSE TO NOTICE REQUIRING EXCESS CLAIMS FEES

EFS Web Filing
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice Requiring Excess Claims Fees dated February 26, 2007, requiring submission before March 28, 2007, please charge payment of the excess claims fee (\$100.00) to Deposit Account No. 14-1519. Also, please charge Deposit Account No. 14-1519 with the service charge for the deposit account (\$25.00).

A corrected excess claims fee calculation follows.

CORRECTED CLAIMS FEE CALCULATION:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDET. FEE	OTHER THAN A SMALL ENTITY	
					<u>OR</u>	RATE ADDET. FEE
TOTAL	20	MINUS 20	= 0	X 25 = \$	X 50= \$	
INDEP.	4	MINUS 3	= 1	X 100 = \$100	X200= \$	
1ST PRESENTATION OF MULTIPLE DEPEN.	CLAIM + 180				+360= \$	
			TOTAL ADDIT. FEE	\$100	<u>OR</u>	TOTAL\$

DATED this 12th day of March, 2007.

Respectfully submitted,



NEIL K. NYDEGGER
Attorney for Applicant
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2007

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

125.00

Complete if Known	
Application Number	10/790,625
Filing Date	March 1, 2004
First Named Inventor	Frieder Loesel et al.
Examiner Name	Ahmed M. Farah
Art Unit	3735
Attorney Docket No.	11270.41

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 14-1519 Deposit Account Name: Nydegger & Associates

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES	
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity
Utility	300	150	500	250	200	100
Design	200	100	100	50	130	65
Plant	200	100	300	150	160	80
Reissue	300	150	500	250	600	300
Provisional	200	100	0	0	0	0

2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
Total Claims	Extra Claims	Fee Paid (\$)
- 20 or HP =	x	=
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims	Extra Claims	Fee Paid (\$)
- 3 or HP =	x	=
HP = highest number of independent claims paid for, if greater than 3.		

3. APPLICATION SIZE FEE

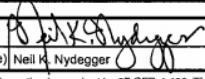
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 for small entity for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	Fees Paid (\$)
Other (e.g., late filing surcharge): Deposit Account Service Charge (37 CFR 37.1.21(b)(2))	25

SUBMITTED BY

Signature 	Registration No. (Attorney/Agent) 30,202	Telephone 619-688-1300
Name (Print/Type) Neil K. Nydegger	Date March 12, 2007	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and your suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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